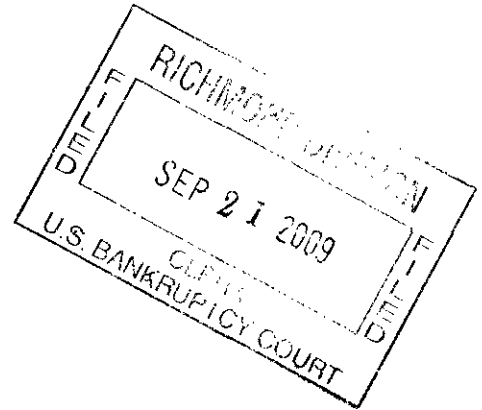


Annemarie G. McGavin (VSB No. 39984)  
BUCHANAN INGERSOLL & ROONEY PC  
1700 K Street, N.W., Ste. 300  
Washington, DC 20006-3807  
Tel: 202-452-7900

-and-

Peter J. Duhig (DE Bar No. 4024)  
BUCHANAN INGERSOLL & ROONEY PC  
1000 West Street, Suite 1410  
Wilmington, DE 19801  
Tel: 302-552-4249

Counsel for Motorola Inc.



**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

In re:

CIRCUIT CITY STORES, INC., et al.,

Debtors.

Chapter 11

Case No. 08-35653 (KRH)  
(Jointly Administered)

**PRELIMINARY RESPONSE OF MOTOROLA INC. TO DEBTORS' THIRTY-FOURTH  
OMNIBUS OBJECTION TO CLAIMS (MODIFICATION OF CERTAIN DUPLICATE  
503(b)(9) CLAIMS)**

Motorola Inc. ("Motorola"), by and through its undersigned counsel, submits its Preliminary Response (the "Preliminary Response") to the Debtors' Thirty-Fourth Omnibus Objection to Claims (Modification of Certain Duplicate 503(b)(9) Claims) (the "Objection"), and in support respectfully states as follows:

1. On or about December 19, 2008, Motorola filed a 503(b)(9) claim against Debtor Circuit City Stores, Inc. for \$495,963.74 which is listed by the Debtors as claim number 1320 (the "Claim"). On or about December 19, 2008, Motorola filed a 503(b)(9) claim against Debtor

Circuit City Stores, Inc. for \$495,963.00 which is listed by the Debtors as claim number 13096 (together, the "Claims"). On or about August 21, 2009, the Debtors filed the Objection. Pursuant to the Objection, the Debtors seek to modify one of the Claims as duplicative. Motorola objects to the relief requested in the Objection.

2. Motorola files this Preliminary Response in lieu of a formal pleading pursuant to the Debtors' authorization to Motorola's counsel on September 11, 2009. Accordingly, Motorola reserves all rights with respect to the Claim and the right to supplement the Preliminary Response at a later date.

3. Contact information for Motorola is as follows:

Motorola, Inc.  
101 Tournament Drive  
Horsham, PA 19044  
ATTN: Angela Urban (215) 323-1760

WHEREFORE, Motorola respectfully requests that the Claim be excluded from any order approving the Objection and such other relief as is just and proper.

Date: September 15, 2009

**BUCHANAN INGERSOLL & ROONEY PC**

/s/ Annemarie G. McGavin

Annemarie G. McGavin (VSB No. 39984)

1700 K Street, N.W., Ste. 300

Washington, DC 20006-3807

Tel: 202-452-7900

Fax: 202-452-7989

and

Peter J. Duhig (No. 4024)

The Brandywine Building

1000 West Street, Suite 1410

Wilmington, Delaware 19801

Telephone: (302) 552-4200

Facsimile: (302) 552-4295

E-mail: peter.duhig@bipc.com

Counsel for Motorola Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing *Preliminary Response of Motorola Inc. to Debtors' Thirty-Fourth Omnibus Objection to Claims (Modification of Certain Duplicate 503(b)(9) Claims)* was filed electronically with the court via the CM/ECF system on the 15th day of September, 2009 and first-class mail to the following:

Clerk of the Bankruptcy Court  
United States Bankruptcy Court  
701 East Broad Street, Room 4000  
Richmond, VA 23219

Gregg M. Galardi, Esq.  
Ian S. Fredericks, Esq.  
Skadden, Arps, Slate, Meagher & Flom, LLP  
One Rodney Square  
P.O. Box 636  
Wilmington, DE 19899-0636

Dion W. Hayes, Esq.  
Douglas M. Foley, Esq.  
McGuireWoods LLP  
One James Center  
901 E. Cary Street  
Richmond, VA 23219

Chris L. Dickerson, Esq.  
Skadden, Arps, Slate, Meagher & Flom, LLP  
155 North Wacker Drive  
Chicago, IL 60606

/s/ Annemarie G. McGavin  
Annemarie G. McGavin (VSB No. 39984)